

JOURNAL OF THE HOUSE.

Thursday, April 24, 2008.

Met at eleven minutes after eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer. God, Our Creator, our intention each morning is to serve You, our families and our constituents faithfully and to the best of our ability. We believe that Your assistance enables us to be successful in these tasks. As we prepare to take up the House Budget on Monday, inspire us to make the right and reasonable legislative decisions and choices in these times of limited financial resources. Grant us the vision and the correct perspective in recognizing our own priorities as well as the needs of all the people and the Commonwealth itself. Let the common good be a common guide for all in these changing and difficult times.

Grant Your blessings to the Speaker, the members and employees of the House and their families. Amen.

Pledge of allegiance. At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Message from the Governor.

Transportation bonds. A message from His Excellency the Governor recommending legislation relative to providing the terms of certain bonds to be issued by the Commonwealth to finance improvements to the Commonwealth's transportation system (House, No. 4698) was filed in the office of the Clerk on Tuesday, April 22.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Bonding, Capital Expenditures and State Assets. Sent to the Senate for concurrence.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Occupational Safety and Health Week. Resolutions (filed by Mrs. Canavan of Brockton and other members of the House) recognizing the Greater Boston Chapter of the American Society of Safety Engineers on its celebration of North American Occupational Safety and Health Week;

Peg Lynch. Resolutions (filed by Messrs. Galvin of Canton and Guyer of Dalton) congratulating Peg Lynch for her outstanding efforts as a pioneer for women in broadcasting;

Edward Kunkel. Resolutions (filed by Mr. Kujawski of Webster) congratulating Edward Kunkel on the occasion of his retirement;

Resolutions (filed by Mr. Mariano of Quincy) congratulating Timothy Joseph Harvey on receiving the Eagle Award of the Boy Scouts of America; Timothy Joseph Harvey.

Resolutions (filed by Mr. Pignatelli of Lenox) congratulating Ruth A. Gillette on the twenty eight years of dedicated service to the Sheffield Board of Assessors; Ruth A. Gillette.

Resolutions (filed by Mr. Rice of Gardner) recognizing Roger L. Tousignant for fifty years of service to the GFA Federal Credit Union; and Roger L. Tousignant.

Resolutions (filed by Mrs. Walrath of Stow) congratulating Ryan J. Brooks on receiving the Eagle Award of the Boy Scouts of America; Ryan J. Brooks.

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Hill of Ipswich, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Finegold of Andover presented a petition (accompanied by bill, House, No. 4704) of David M. Torrisi and Susan C. Tucker (with the approval of the mayor and city council) for legislation to require voters in the city of Lawrence to present certain identification at polling places; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence. Lawrence, voter identification.

Petitions severally were presented and referred as follows:

By Ms. Grant of Beverly, petition (subject to Joint Rule 12) of Mary E. Grant and others for legislation to establish a sick leave bank for Samuel Pill, an employee of the Trial Court. Samuel Pill, sick leave.

By Mr. Sannicandro of Ashland, petition (subject to Joint Rule 12) of Tom Sannicandro relative to mortgage escrow accounts. Mortgage payments. Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

A Bill to promote cost containment, transparency and efficiency in the delivery of quality health care (Senate, No. 2660) (on Senate bill No. 2650), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means. Quality health care.

A petition of James E. Timilty and Michael A. Costello for legislation to improve public safety training and response, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Safety and Homeland Security. Public safety, training.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2665) was referred, in concurrence, to the committee on Public Safety and Homeland Security.

*Reports of Committees.*

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Hanson,  
conservation  
land.

Petition (accompanied by bill) of Daniel K. Webster that the Department of Fish and Game be authorized to acquire a conservation restriction on certain land in the town of Hanson for the protection of habitat and passive recreation purposes. To the committee on Environment, Natural Resources and Agriculture.

Mortgage  
brokers.

Petition (accompanied by bill) of Tom Sannicandro that the Division of Banks be directed to establish certain rules and regulations for disclosures by mortgage brokers and lenders. To the committee on Financial Services.

State  
agencies,  
currency returns.

Petition (accompanied by bill) of Denis E. Guyer that state agencies or transit authorities be required to return paper dollars as change in certain financial transactions. To the committee on State Administration and Regulatory Oversight.

Under suspension of the rules, on motion of Mr. Sannicandro of Ashland, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Public  
employees,  
injuries.

By Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning active and retired public employees (House, No. 4607) reported, in part, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4371) of Walter F. Timilty and others relative to the payment of medical expenses for certain public employees injured in the performance of their official duties,— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted.

Private  
clubs.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

Housing.

Of the Bill relative to expand recycling in private clubs (House, No. 3851);

Municipal  
vehicles.

Of the Bill relative to the assessment of local taxes (House, No. 4119); and

Of the Bill relative to the purchase of vehicles by cities and towns (House, No. 4916);

And recommending that the same severally be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Public  
employees,  
injuries.

Mr. Scaccia of Boston, for the committee on Rules, on the Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning active and retired public employees (House, No. 4607) reports, in part, asking to be discharged from further consideration of the peti-

tion (accompanied by bill, House, No. 2704) of Kathi-Anne Rein-stein relative to appointments to retirement boards,— and recom-mending that the same be recommitted to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to blood alcohol testing (House, No. 4915),— and recommending that the same be referred to the committee on Judiciary. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Blood  
alcohol  
testing.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Deborah McNamara, an employee of the Department of Conservation and Recreation (House, No. 4615). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Deborah  
McNamara,  
sick leave.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Spellane of Worcester, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Bosley of North Adams, for the committee on Economic Development and Emerging Technologies, on House, No. 374, Bill providing for the creation of a special commission relative to the impact on the Commonwealth of Massachusetts of the World Trade Organization and similar international agreements (House, No. 4705).

International  
agreements.

By Mrs. Haddad of Somerset, for the committee on Education, on the petition,, a Bill relative to early education and care (House, No. 4706).

Early  
education.

By Mr. Cabral of New Bedford, for the committee on State Admin-istration and Regulatory Oversight, on a petition, a Resolve estab-lishing a special commission to conduct an investigation and study relative to permitting advertising on state websites (House, No. 3253).

State  
websites,  
advertising.

Severally read; and referred, under Joint Rule 29, to the commit-tees on Rules of the two branches, acting concurrently.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to veteran costs in Framingham (House, No. 4911).

Framingham,  
veteran  
costs.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill authorizing and directing the Teachers' Retirement Board to permit Jeanne Hicks to purchase certain out of state teaching service (House, No. 4605).

Jeanne  
Hicks,  
retirement.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill pro-moting responsible investment and the prevention of genocide (House, No. 3810).

Genocidal  
nations.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Initiative

petitions,  
compensation.

By Mr. Bradley of Hingham, for the committee on Election Laws, that the recommitted Bill further regulating initiative and referendum petitions (House, No. 712) ought to pass with an amendment substituting therefor a Bill with the same title (House, No. 4702). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling with the amendment pending.

Children,  
well-being.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, on Senate, No. 94 and House, No. 118, a Bill to assess the impact of the public welfare system on the health and well-being of children (House, No. 118, changed) ought to pass.

Podiatrists,  
registration.

By the same member, for the same committee, that the Bill relative to the registration of podiatrists (House, No. 2269) ought to pass.

Hull,  
elected  
officials.

By the same member, for the same committee, that the Bill relative to the retirement and health benefits of certain elected officials of the town of Hull (House, No. 4218) ought to pass.

Severally read and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Charities,  
reports.

By Mr. Rodrigues of Westport, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill relative to the annual report of public charities (House, No. 274).

Internet  
sales.

By Mr. Bosley of North Adams, for the committee on Economic Development and Emerging Technologies, on a petition, a Bill relative to internet sales (printed as Senate, No. 258).

Voting  
equipment.

By Mr. Bradley of Hingham, for the committee on Election Laws, on a petition, a Bill to ensure secure voting equipment (House, No. 670).

Absentee  
ballots.

By the same member, for the same committee, on a petition, a Bill relative to absentee ballots (House, No. 681, changed by striking out Section 4).

Independent  
voters.

By the same member, for the same committee, on a petition, a Bill relative to independent voters (House, No. 682, changed in section 1, in line 2 and also in section 2, in line 2 by string out the word “independent” and inserting in place thereof the word “unaffiliated”).

Sex offenders,  
voting.

By the same member, for the same committee, on a petition, a Bill relative to voting by sex offenders (House, No. 4546, changed by striking out, in line 6, the words “or early voting ballot”; and by adding at the end thereof the following section:

“SECTION 2. This act shall apply only to Level 3 registered sex offenders.”) ought to pass. [Representative Eldridge of Acton dissenting].

Great  
Barrington, val-  
idate  
election.

By the same member, for the same committee, on a message from His Excellency the Governor, a Bill validating the actions taken at a certain election held in the town of Great Barrington (printed in House, No. 4673).

Playgrounds,  
prohibiting  
adults.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the town of Bellingham to establish certain revolving funds (House, No. 4173) [Local Approval Received].

Stoneham,

By the same member, for the same committee, on a petition, a Bill relative to the form of government in Stoneham (House, No. 4246) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the board of library trustees in the town of Bridgewater (House, No. 4531).

By the same member, for the same committee, on a petition, a Bill relative to the historic districts commission of the town of Concord (House, No. 4542, changed in section 3, in line 2, by striking out the word “ ‘commission’ ” and inserting in place thereof the word “ ‘conservation’ ”) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to an intermunicipal agreement and betterment assessments in the town of Lunenburg (House, No. 4543) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill establishing a special fund in the town of Millis (House, No. 4544) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill relative to the terms of certain bonds of the city of Revere to be issued to finance the construction of the city of Revere new police headquarters and east fire station (House, No. 4555).

By the same member, for the same committee, on a petition, a Bill authorizing the sale of certain land by the city of Haverhill in the town of Boxford (House, No. 4599) [Local Approval Received].

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill authorizing the town of Concord to establish a post retirement group health insurance trust fund (House, No. 4421) [Local Approval Received].

By Mr. Turkington of Falmouth, for the committee on Tourism, Arts and Cultural Development, on a petition, a Bill promoting traditions and diversity of all citizens of the Commonwealth (House, No. 3398).

By the same member, for the same committee, on a petition, a Bill establishing local tourism trust funds (House, No. 3407).

By the same member, for the same committee, on a petition, a Bill to stimulate investment in local tourism (House, No. 3409).

By Mr. Wagner of Chicopee, for the committee on Transportation, on a petition, a Bill authorizing the Massachusetts Bay Transportation Authority to enter into agreements to enable extension of commuter rail passenger services to Nashua, New Hampshire (House, No. 3674).

By the same member, for the same committee, on a joint petition, a Bill designating a certain bridge in the town of Saugus (House, No. 4926).

By the same member, for the same committee, on House, No. 4510, a Bill designating a certain bridge in the town of Sheffield (House, No. 4703).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

stabilization fund.

Natick,  
National  
Guard  
Armory.  
Concord,  
historic  
districts.

Lunenburg,  
assessments.

Millis,  
special  
fund.

Revere,  
fire and police  
stations.

Haverhill  
and Boxford,  
land.

Concord,  
group health  
insurance.

Schools,  
diversity courses.

Tourism funds,  
establish.

Local tourism,  
stimulate.

Nashua, N.H.,  
commuter rail.

Saugus,  
Corporal  
Procopio  
Bridge.

Sheffield,  
bridge  
designation.

reading  
bills.

*Orders of the Day.*

House bills

Establishing a sick leave bank for Marie Silva, an employee of the Department of Mental Retardation (House, No. 4567) (its title having been changed by the committee on Bills in the Third Reading); and

Increasing the number of licenses for the sale of wines and malt beverages in the city of Medford (House, No. 4697) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Next  
sitting.

*Order.*

On motion of Mr. DiMasi of Boston,—

*Ordered,* That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

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At twenty-seven minutes after eleven o'clock A.M., on motion of Mr. Lepper of Attleboro (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M.